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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR 07-00158 SI
)	
Plaintiff,)	STIPULATION AND [PROPOSED] ORDER
)	<u>EXCLUDING TIME</u>
v.)	18 U.S.C. §3161(h)(8)(A) & (B)
)	
JONATHAN SWENSON,)	
)	SAN FRANCISCO VENUE
Defendant.)	

With the agreement of the parties in open court on June 8, 2007, the Court enters this order excluding time under the Speedy Trial Act from June 8, 2007, to July 13, 2007, the next hearing date. The parties agree, and the Court finds and holds, as follows:

1. Swenson has been charged in the indictment with one count of Possession of Child pornography, in violation of 18 U.S.C. § 2252(a)(4)(B). He is out of custody on a \$100,000 secured bond.

2. Discovery has been produced to the defendant. As defense counsel advised the Court, the continuance is necessary for effective preparation, because there are numerous computer images which defense counsel has inspected, but due to the number of images, counsel would like another

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1 opportunity to view, inspect or examine the images in the presence of law enforcement as mandated
 2 by the Adam Walsh Act. According to defense counsel, continuing the case until July 13, 2007, is
 3 necessary to review the evidence and evaluate the case.

4 3. Thus, the parties agree, and the Court finds and holds, that failure to grant a continuance
 5 would unreasonable deny counsel for the defense the reasonable time necessary for effective
 6 preparation, taking into account the exercise of due diligence. See 18 U.S.C. § 3161(h)(8)(B)(iv).
 7 Finally, the parties agree, and the Court finds, that the ends of justice served by excluding the period
 8 from June 8, 2007, to July 13, 2007, outweigh the best interest of the public and the defendant in a
 9 speedy trial. See 18 U.S.C. § 3161(h)(A).

10 4. Accordingly, the Court sets a new hearing date on July 13, 2007, and order that the period
 11 from June 8, 2007, to July 13, 2007, be excluded from Speedy Trial Act calculations under 18 U.S.C.
 12 § 3161(h)(8)(A) & (B)(iv).

13 **IT IS SO STIPULATED.**

14 DATED: June 11, 2007


/s/ Tamara Weber
 TAMARA WEBER
 Special Assistant United States Attorney

17 DATED: June 11, 2007

/s/ Daniel P. Blank
 DANIEL P. BLANK
 Assistant Federal Public Defender

19 **IT IS SO ORDERED.** The parties shall appear on July 13, 2007 at 11:00 a.m. for Status
 20 Conference. The time from June 8, 2007 to July 13, 2007 shall be excluded from Speedy Trial Act
 21 calculations under 18 U.S.C. § 3161(h)(8)(A) & (B)(iv), as the ends of justice outweigh the interest
 of the public and the Defendant in a speedy trial.

22 DATED: _____


 THE HON. SUSAN ILLSTON
 United States District Judge